

LINDA LINGLE
GOVERNOR



CARLITO P. CALIBOSO
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COMMISSIONER

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COMMISSIONER

Telephone: (808) 586-2020
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STATE OF HAWAII
PUBLIC UTILITIES COMMISSION
DEPARTMENT OF BUDGET AND FINANCE
465 S. KING STREET, #103
HONOLULU, HAWAII 96813

e-mail: Hawaii PUC@hawaii.gov

TRANSMITTAL MEMORANDUM

Date: September 14, 2009

RE: Docket No. 2009-0048, Molokai Public Utilities, Inc.

VIA: Mail ☒ Fax ☐ Pages:___ Courier ☐ Hand Delivery ☐ Email ☐

TO:	Phone	Fax	Email
Michael H. Lau, Esq. Yvonne Y. Izu, Esq. Sandra L. Wilhide, Esq. Moriwara Lau & Fong LLP 841 Bishop Street Honolulu, Hawaii 96813 Catherine P. Awakuni Executive Director Department of Commerce and Consumer Affairs Division of Consumer Advocacy P. O. Box 541 Honolulu, Hawaii 96809			
c: Peter A. Nicholas Molokai Public Utilities, Inc. c/o Molokai Properties Limited 745 Fort Street Mall, Suite 600 Honolulu, Hawaii 96813			
FROM: Michael Azama <i>MA - Azama</i> Commission Counsel			

TRANSMITTING:

Originals	Copies	Date	Description
	X	09/11/09	Facsimile Transmission from Charles Roy
	X	09/11/09	Facsimile Transmission from Representative Mele Carroll

TRANSMITTED FOR:

- | | |
|--|--|
| <input checked="" type="checkbox"/> Your Information and Files | <input type="checkbox"/> Your Further Necessary Action |
| <input type="checkbox"/> Your Signature and Return | <input type="checkbox"/> Your Approval |
| <input type="checkbox"/> Your Signature and Forwarding | <input type="checkbox"/> Your Review and Comment |
| <input type="checkbox"/> As Noted Below | <input type="checkbox"/> Per Your Request |
| <input type="checkbox"/> Per Our Conversation | <input type="checkbox"/> SEE REMARKS BELOW |

REMARKS:

September 11, 2009

Hawaii Public Utilities Commission
465 S. King Street
Room #103
Honolulu HI 96813

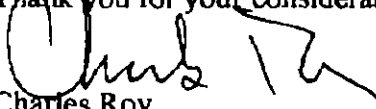
Re: Docket 2009-0048, Molokai Public Utilities

Attn: Bryan Kageyama

Thank you for suggesting that I follow up my phone call with this letter. Unfortunately, I do not have access to the notes I made regarding the time and date of that call because of a personal medical problem, but I believe that it was made on September 4, 2009.

After attending the hearing on September 3, 2009 in Kaunakakai, I felt that the Molokai Ranch had intentionally chosen to be represented by a low-level employee who was unable to answer any of the serious questions that were raised. I cannot document these questions here, but the transcript of the hearings will serve as a record of MPU's lack of response. I would request that the PUC return to Molokai for an additional hearing, requiring that Peter Nichols be present so that the ratepayers will have an opportunity for these major issues to be addressed.

Thank you for your consideration,


Charles Roy
2875 Kaluakoi Road
Maunaloa, HI 96770
ratepayer, Molokai Public Utilities

mail to:
Charles Roy
Box 1442
Kaunakakai HI 96770
808 864 2950

PUBLIC UTILITIES
COMMISSION

2009 SEP 11 P 12:57

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FROM THE OFFICE OF
Representative Mele Carroll

FACSIMILE TRANSMISSION SHEET

DATE: September 11, 2009

TO: Mr. Carlito Caliboso
Chair, Public Utilities Commission
586-2020 (ofc)
586-2066 (fax)

FROM: Representative Mele Carroll
586-6790 (ofc) 586-6779 (fax)

RE: Molokai Rate Increase

FILED
2009 SEP 11 P 2:39
PUBLIC UTILITIES
COMMISSION

NUMBER OF PAGES (including cover): 2

COMMENTS: FYI

Representative Mele Carroll
Chair of the Hawaiian Affairs Committee
District 13: Paia, Haiku, Keanee, Nahiku, Hana, Kipahulu, Kaupo, Moloka'i, Kalaupapa, Lana'i, Kaho'olawe, Molokini
State Capitol, Room 405, Honolulu, HI 96813
Phone: 586-6790 Fax: 586-6779 Neighbor Island Toll Free: Maui-984-2400 ext. 6-6780 Lana'i & Moloka'i 1-800-468-4844

If you have any questions, or if you did not receive all pages, please call (808) 586-6790.



2009-0048

HOUSE OF REPRESENTATIVES

STATE OF HAWAII
STATE CAPITOL
HONOLULU, HAWAII 96813

September 4, 2009

Mr Carlito Caliboso
Public Utilities Commission
465 South King Street, Room 103
Honolulu, Hawaii 96813

Dear Mr. Caliboso:

It is with great concern for the people of Moloka'i who will be adversely affected by any rate increase, that I write in absolute opposition to the amended application of Molokai Public Utilities, Inc. for review and approval of rate increases, revised rate schedule, and revised rules. The residents of Molokai are enduring much financial and any rate increase would be completely unfair and devastate the community even further.

Moloka'i Ranch abandonment of the water and sewage system which served the areas of Maunaloa, Kualapuu and Kaluakoi, in 2008 were public health and safety risks. These residents continued to pay for their water, and Molokai Ranch received timely payments. To this end, the residents acted fairly. Molokai Ranch, however, maliciously pulled service to the people, stating they could not afford it. During the tenure of the people paying Molokai Ranch, it is in my opinion that the Ranch didn't fulfill its obligation to upgrade and provide service to the residents. I would suggest the public Utilities Commission request an audit of the ranch and look within their assets, and would conclude the same.

Recently, a favorable court ruling was granted to the County of Maui which maintained that the responsibility to deliver water remained with Molokai Ranch and not the county. Once again, Molokai Ranch needs to be held accountable and no rate increases should be approved.

I once again humbly request the Public Utilities Commission deny any and all requests for a rate increase.

Sincerely,

Mele Carroll
State House Representative
13th District

MC: js

Representative Mele Carroll, Chair, Hawaiian Affairs Committee
District 13: Paia, Haiku, Keanae, Hana, Moloka'i, Kalaupapa, Lana'i, Kaho'olawe & Molokuni
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COMMISSION

2009 SEP 11 P 2:30

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